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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/982.277	10/17/2001	Anton Oguzhan Alford Andrews	NL000567	7781

2473/ 7590 02/15/2007  
PHILIPS INTELLECTUAL PROPERTY & STANDARDS  
P.O. BOX 3001  
BRIARCLIFF MANOR, NY 10510

EXAMINER
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BATURAY, ALICIA

ART UNIT	PAPER NUMBER
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2155

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	02/15/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

## Office Action Summary

Application No.

09/982,277

Applicant(s)

ANDREWS ET AL.

Examiner

Alicia Baturay

Art Unit

2155

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 01 March 2006.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1 and 4-15 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1 and 4-15 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 17 October 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
  - 2) ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |                                                                                         |                                                                             |
|-----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)             | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____                                                |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____                                                             | 6) <input type="checkbox"/> Other: _____                                    |

### **DETAILED ACTION**

1. This Office Action is in response to the amendment filed 1 March 2006.
2. Claims 1 and 4-15 are pending in this Office Action.

### ***Response to Amendment***

3. Applicant's amendments and arguments with respect to claims 1 and 4-15 filed on 1 March 2006 have been fully considered but they are deemed to be moot in view of the new grounds of rejection.

### ***Claim Rejections - 35 USC § 102***

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 1 and 4-15 are rejected under 35 U.S.C. 102(e) as being anticipated by Glorikian (U.S. 6,343,317).

Art Unit: 2155

6. As to claim 1, Glorikian teaches a system for storing and accessing information units the system comprising:

At least one storage device for storing information units (Glorikian, Fig. 1, element 13; col. 5, lines 26-36); at least one presentation device for presenting the information units (Glorikian, Fig. 1, element 29; col. 5, lines 26-36); a network connecting the storage device and the presentation device (Glorikian, Fig. 1, element 22; col. 5, lines 26-36), where an information unit of the information units is assigned to a location (Glorikian, col. 6, line 63 – col. 7, line 16); positioning means for determining the physical location of the presentation device; and presentation control means for controlling the presentation of the information unit in dependence on the physical location of the presentation device and on the location to which the information unit is assigned such that a full presentation of the information unit is permitted when the physical location of the presentation device and the location to which the information unit is assigned are substantially equal (Glorikian, col. 5, line 65 – col. 6, line 38), and permitting a gradually limiting presentation of the information unit as distance increases between the physical location of the presentation device and the location to which the respective information unit is assigned (Glorikian, col. 10, line 66 – col. 11, line 2).

7. As to claim 4, Glorikian teaches the invention described in claim 1, including the system, the presentation control means being arranged to prohibit presentation of the information unit if there is a relatively large distance between the physical location of the presentation device and the location to which the information unit is assigned (Glorikian, col. 5, line 65 – col. 6, line 38 and col. 10, line 66 – col. 11, line 2).

Art Unit: 2155

8. As to claim 5, Glorikian teaches the invention described in claim 1, including the system, the presentation device being a portable device (Glorikian, col. 3, lines 54-63).
9. As to claim 6, Glorikian teaches the invention described in claim 1, including the system, the presentation device being capable of creating and/or modifying the information unit which is assigned to the current physical location of the presentation device (Glorikian, col. 11, lines 7-16).
10. As to claim 7, Glorikian teaches the invention described in claim 1, including the system, the network being at least partly a wireless network (Glorikian, col. 3, lines 48-53).
11. As to claim 8, Glorikian teaches the invention described in claim 1, including a presentation device for use in a system (Glorikian, col. 4, lines 30-38).
12. As to claim 9, Glorikian teaches the invention described in claim 8, including the presentation device, comprising positioning means for determining the physical location of the presentation device (Glorikian, col. 6, lines 48-51).
13. As to claim 10, Glorikian teaches the invention described in claim 8, including the presentation device, the positioning means comprising a Global Positioning System unit (Glorikian, col. 6, lines 48-51).

Art Unit: 2155

14. As to claim 11, Glorikian teaches the invention described in claim 8, including the presentation device, comprising presentation control means for controlling the presentation of the information unit in dependence on the physical location of the presentation device and on the location to which the respective information unit is assigned (Glorikian, col. 10, lines 47-62 and col. 11, lines 45-46).
15. As to claim 15, Glorikian teaches the invention described in claim 8, including a computer program product enabling a computer, when executing said computer program product, to function as a presentation device (Glorikian, col. 6, lines 48-51).
16. Claims 12-14 do not teach or define any new limitations above claims 1, 5 and 6 and therefore are rejected for similar reasons.

***Response to Arguments***

17. Applicant's arguments filed 1 March 2006 have been fully considered, but they are not persuasive for the reasons set forth below.

Applicant's arguments have been considered but are moot in view of the new ground(s) of rejection.

Art Unit: 2155

*Conclusion*

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alicia Baturay whose telephone number is (571) 272-3981. The examiner can normally be reached at M-Th 7:15 - 5pm, 2nd Fridays 7:15-3:45, and every other Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Saleh Najjar can be reached on (571) 272-4006. The fax number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Alicia Baturay  
February 6, 2007

  
SALEH NAJJAR  
SUPERVISORY PATENT EXAMINER